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## Before the FEDERAL COMMUNICATIONS COMMISSION Washington D.C. 20554

FEDERAL COMMUNICATION OFFICE OF THE SECRETARY

Administrative Law Judge

Joseph Chachkin

To:

## MASS MEDIA BUREAU'S OPPOSITION TO MOTION TO DISMISS APPLICATION

- 1. On June 25, 1993, Trinity Christian Center ("Trinity")
  filed a motion to dismiss the application of Glendale
  Broadcasting Company ("Glendale"). The Mass Media Bureau hereby
  opposes Trinity's motion.
- 2. Trinity claims that dismissal of Glendale's application is warranted because there is reason to believe that Glendale was not financially qualified at the time it filed its application and cannot now amend its application to cure that fatal defect. Trinity cites five cases in support of its claim that under this circumstance dismissal is required. (See page 9 of Trinity's motion). In four of these five cases, however, the applications were dismissed subsequent to the addition of a financial issue

No. of Capies rec's Liet A B C D E against the applicant. In the instant case, however, there is no financial issue pending against Glendale. In fact, no such issue has even been requested. In the fifth case, Edwin A. Bernstein, 4 FCC Rcd 8420 (Rev. Bd. 1989), an application was dismissed because the applicant failed to timely provide a financial amendment called for by the Hearing Designation Order. There is no allegation that Glendale has failed to provide information called for by the Hearing Designation Order in this proceeding. Currently, Glendale's financial qualifications are not in issue and consequently, dismissal of Glendale's application on the grounds cited by Trinity, is not warranted.

Respectfully submitted, Roy J. Stewart

Chief, Mass Media Bureau

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July 8, 1993

## CERTIFICATE OF SERVICE

Michelle C. Mebane, a secretary in the Hearing Branch, Mass Media Bureau, certifies that she has on this 8th day of July 1993, sent by regular United States mail; U.S. Government frank, copies of the foregoing "Mass Media Bureau's Opposition to Motion to Dismiss Application" to:

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